

EXHIBIT M

Declaration of Omar Gonzalez-Pagan in support of
Motion to Exclude Expert Testimony of Dr. Paul W. Hruz
Kadel v. Folwell, No. 1:19-cv-00272-LCB-LPA (M.D.N.C.)

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

3
4
5
6
7 CIVIL ACTION NO.: 1:19-cv-272-LCB-LPA

8
9 MAXWELL KADEL, et al.

10 Plaintiffs

11
12 v.

13
14 DALE FOLWELL, et al.

15 Defendants

16
17
18 REMOTE VIDEOTAPED VIDEOCONFERENCE

19 DEPOSITION TESTIMONY OF:

20 PATRICK LAPPERT, M.D.

21 September 30, 2021
22
23

A P P E A R A N C E S

FOR THE PLAINTIFFS (via remote
videoconference):

Dmitriy Tishyevich, Esq.

MCDERMOTT, WILL & EMERY

One Vanderbilt Avenue

New York, New York 10017

dtishyevich@mwe.com

Tara L. Borelli, Esq.

LAMBDA LEGAL DEFENSE AND EDUCATION FUND

158 West Ponce de Leon Avenue, Suite 105

Decatur, Georgia 30030

tborelli@lambdalegal.com

Omar Gonzalez-Pagan, Esq.

LAMBDA LEGAL DEFENSE AND EDUCATION FUND

120 Wall Street, 19th Floor

New York, New York 1005

ogonzalez-pagan@lambdalegal.com

1 FOR THE DEFENDANTS (via remote
2 videoconference):

3
4 John G. Knepper, Esq.
5 LAW OFFICE OF JOHN G. KNEPPER LLC
6 1720 Carey Avenue, Suite 590
7 Cheyenne, Wyoming 82001
8 john@knepperllc.com

9
10 Kevin G. Williams, Esq.
11 BELL, DAVIS & PITT
12 100 North Cherry Street, Suite 600
13 Winston-Salem, North Carolina 27101
14 kwilliams@belldavispitt.com

15
16
17 ALSO PRESENT (via remote
18 videoconference):

19
20 Andrew Baker, Videographer
21
22
23

1 these meetings in more detail. So, how
2 many -- strike that.

3 You've been to two meetings
4 organized by ADF?

5 A. That's my recoll- -- yeah, two
6 meetings. I think that's right.

7 Q. All right. Let's start with the
8 first one. This was in 2017?

9 A. That sounds about right, yeah.

10 Q. What --

11 A. I think it was 2017, yeah.

12 Q. What month roughly?

13 A. I don't remember now.

14 Q. Do you know how they came to
15 invite you to that first meeting?

16 A. I do not.

17 Q. Before that meeting, you had not
18 published anything about gender
19 dysphoria, had you?

20 A. No.

21 Q. Before that meeting, you had not
22 published anything about the risks of use
23 of hormone blockers in minors; right?

1 A. No. I've given -- I gave some
2 -- some -- I think they may have heard of
3 me not through publications, but through
4 public speaking.

5 Q. How long have you been doing
6 public speaking on the issues related to
7 gender dysphoria?

8 A. Since 2014.

9 Q. Let's start with the first
10 meeting. So, Dr. Hruz was also present
11 at that meeting?

12 A. Yes.

13 Q. Was Dr. Levine present at that
14 meeting?

15 A. I don't think I've ever met Dr.
16 Levine, so I don't -- he couldn't have
17 been there because I would have
18 remembered meeting him, and I don't
19 remember ever having met him.

20 Q. How about Dr. McHugh?

21 A. No. I would have remembered
22 him. He's a very famous person.

23 Q. How many people were present at

1 heart of the presentation was what's the
2 state of the science and where is the
3 reliable science coming from and what is
4 it -- what is it showing us, so. But
5 they also -- the audience wanted to have
6 an understanding of what these plastic
7 surgery interventions were. So there was
8 an extensive discussion of the
9 particulars of the surgeries, the details
10 about the surgeries, the typical outcomes
11 of the surgeries, so.

12 Q. I want to -- strike that.

13 One of the topics of discussion
14 at that meeting was about the need to
15 have expert witnesses for litigation;
16 right?

17 MR. KNEPPER: Objection, form,
18 scope.

19 A. I remember -- I remember a
20 fairly long discussion about the poverty
21 of people who are willing to testify
22 because of the risk that they take in
23 testifying. That was a -- that was a

1 fairly long discussion. And the
2 difficulty that that -- that people have
3 in finding expert witnesses because of
4 the risks they place themselves in, in
5 testifying.

6 Q. And people at that meeting were
7 asked whether they would be willing to
8 participate as expert witnesses; right?

9 A. Yes.

10 Q. Before that meeting, you had
11 never testified as an expert witness?

12 A. Before this moment, I never
13 testified as an expert witness.

14 Q. Who made the introductory
15 remarks at the beginning of this meeting?

16 MR. KNEPPER: Objection, form,
17 scope.

18 A. I'm trying to remember. It was
19 a -- it was an attorney whose first name
20 is Jeff, and I'm trying to remember what
21 his last name was. But he seemed to be
22 the -- the -- kind of the emcee, if you
23 will. Yeah, Jeff. I'll see if, in the